

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA)
)
v.)
)
JOHN CHU and) Crim. No. 04-10156-WGY
SUNNY BAI,)
Defendants.)

UNITED STATES' SECOND SUPPLEMENTAL WITNESS & EXHIBIT LIST

EXHIBITS

The United States notifies defense counsel of its intention to offer the following exhibits during its case-in-chief:

<u>EXHIBIT I.D. NO.</u>	<u>DESCRIPTION</u>
A. _____	Mock Vicor DC/DC military grade power converter
B. _____	Mock C.P.I. military grade traveling wave tube
C. _____	Department of State certification of export license requirement for Vicor DC/DC military grade power converter and C.P.I. military grade traveling wave tube
D. _____	Department of State certification of non-registration and non-application for export license by any named Defendant, Zhu Zhaoxin or Hong Kong New Crystal, Inc.
E. _____	E-mail dated 2/5/2004 from Sunny Bai to SAC/Boston undercover company.
F. _____	Audiotape of telephone conversation on 2/5/2004 between John Chu and SAC/Boston undercover agent (Tape 16).
G. _____	Audiotape of telephone conversation on

2/5/2004 between John Chu and SAC/Boston undercover agent (Tape 18).

- H. _____ Audiotape of telephone conversation on 2/6/2004 between John Chu and SAC/Boston undercover agent (Tape 20).
- I. _____ Audiotape of 2/9/2004 meeting among John Chu, Zhu Zhaoxin and SAC/Boston undercover agent.
- J. _____ Fax dated 2/10/2004 from Sunny Bai to SAC/Boston undercover company.
- K. _____ E-mail dated 2/10/2004 from Sunny Bai to SAC/Boston undercover company.
- L. _____ Audiotape of telephone conversation on 2/10/2004 between John Chu and SAC/Boston undercover agent (Tape 22).
- M. _____ Fax dated 2/11/2004 from SAC/Boston undercover company to Sunny Bai and John Chu.
- N. _____ Audiotape of telephone conversation on 2/12/2004 between John Chu and SAC/Boston undercover agent (Tape 23).
- O. _____ E-mail dated 2/13/2004 from Sunny Bai to SAC/Boston undercover company.
- P. _____ Audiotape of telephone voicemail message on 2/17/2004 from John Chu to SAC/Boston undercover agent (Tape 24).
- Q. _____ Audiotape of telephone conversation on 2/17/2004 between John Chu and SAC/Boston undercover agent (Tape 25).
- R. _____ E-mail dated 2/18/2004 from SAC/Boston undercover company to Sunny Bai.
- S. _____ E-mail dated 2/19/2004 from SAC/Boston undercover company to Sunny Bai.
- T. _____ Fax dated 2/19/2004 from SAC/Boston undercover company to Sunny Bai and John

Chu.

- U. _____ E-mail dated 3/22/2004 from Sunny Bai to SAC/Boston undercover company.
- V. _____ E-mail dated 4/13/2004 from SAC/Boston undercover company to Sunny Bai.
- W. _____ Audiotape of telephone conversation on 4/13/2004 between John Chu and SAC/Boston undercover agent (Tape 29).
- X. _____ E-mail dated 4/14/2004 from SAC/Boston undercover company to Sunny Bai.
- Y. _____ Audiotape of telephone conversation on 4/15/2004 between John Chu and SAC/Boston undercover agent (Tape 31).
- Z. _____ E-mail dated 4/16/2004 from Sunny Bai to SAC/Boston undercover company.
- AA. _____ Audiotape of telephone conversation on 4/16/2004 between Sunny Bai and SAC/Boston undercover agent (Tape 32).
- AB. _____ E-mail dated 4/16/2004 from SAC/Boston undercover company to Sunny Bai.
- AC. _____ E-mail dated 4/19/2004 from Sunny Bai to SAC/Boston undercover company.
- AD. _____ E-mail dated 4/19/2004 from SAC/Boston undercover company to Sunny Bai.
- AE. _____ Audiotape of telephone conversation on 4/19/2004 between John Chu and SAC/Boston undercover agent (Tape 33).
- AF. _____ E-mail dated 4/20/2004 from Sunny Bai to SAC/Boston undercover company.
- AG. _____ 2/5/2004 Fax of prior e-mail with handwritten markings, sent from Sunny Bai to SAC/Boston undercover company.
- AH. _____ Audiovisual tape of meeting between John Chu and SAC/Boston undercover agent.

AI.	_____	E-mail dated 4/21/2004 from Sunny Bai to SAC/Boston undercover company.
AJ.	_____	Audiotape of telephone conversation on 4/21/2004 between John Chu and SAC/Boston undercover agent (Tape 36).
AK.	_____	Audiotape of telephone conversation on 4/21/2004 between John Chu and SAC/Boston undercover agent (Tape 37).
AL.	_____	E-mail dated 4/21/2004 from SAC/Boston undercover company to Sunny Bai.
AM.	_____	Audiotape of telephone conversation on 4/26/2004 between John Chu and SAC/Boston undercover agent (Tape 39).
AN.	_____	Audiotape of telephone conversation on 4/26/2004 between John Chu and SAC/Boston undercover agent (Tape 40).
AO.	_____	E-mail dated 4/27/2004 from SAC/Boston undercover company to Sunny Bai.
AP.	_____	Audiotape of telephone conversation on 4/29/2004 between Sunny Bai and SAC/Boston undercover agent (Tape 42).
AQ.	_____	E-mail dated 4/29/2004 from Sunny Bai to SAC/Boston undercover company.
AR.	_____	Audiotape of telephone conversation on 4/30/2004 between John Chu and SAC/Boston undercover agent (Tape 43).
AS.	_____	Audiotape of telephone conversation on 5/3/2004 between Sunny Bai and SAC/Boston undercover agent (Tape 44).
AT.	_____	Fax dated 5/3/2004 from SAC/Boston undercover company to Sunny Bai and John Chu.
AU.	_____	Audiotape of telephone conversation on 5/3/2004 between John Chu and SAC/Boston undercover agent (Tape 47).

AV.	_____	Fax dated 5/4/2004 from SAC/Boston undercover company to John Chu.
AW.	_____	Audiotape of 5/5/2004 meeting among John Chu, Zhu Zhaoxin and SAC/Boston undercover agent.
AX.	_____	Audiotape of telephone conversation on 5/5/2004 between Sunny Bai and SAC/Boston undercover agent (Tape 51).
AY.	_____	E-mail dated 5/5/2004 from Sunny Bai to SAC/Boston undercover company.
AZ.	_____	Audiotape of telephone conversation on 5/5/2004 between Sunny Bai and SAC/Boston undercover agent (Tape 52).
BA.	_____	Audiotape of 5/6/2004 meeting among John Chu, Zhu Zhaoxin and SAC/Boston undercover agent.
BB.	_____	Schematic of anticipated TWT orders and deliveries, drawn by John Chu on 5/6/04.
BC.	_____	Business card of John Chu.
BD.	_____	Business card of Zhu Zhaoxin.
BE.	_____	Mock Vicor DC/DC military grade power converter, Part No. MI-J20-MY.
BF.	_____	Mock Vicor DC/DC military grade power converter, Part No. MI-J20-MZ.
BG.	_____	Mock Vicor DC/DC military grade power converter, Part No. MI-J22-MZ.
BH.	_____	Mock Vicor DC/DC military grade power converter, Part No. MI-220-MY.
BI.	_____	Mock Vicor DC/DC military grade power converter, Part No. MI-J21-MY.
BJ.	_____	Mock Vicor DC/DC military grade power converter, Part No. MI-J21-MZ.

BK.	_____	Mock Vicor DC/DC military grade power converter, Part No. MI-260-MW.
BL.	_____	Mock Vicor DC/DC military grade power converter, Part No. MI-B60-MW.
BM.	_____	Mock Vicor DC/DC military grade power converter, Part No. MI-J62-MY.
BN.	_____	Mock Vicor DC/DC military grade power converter, Part No. MI-J6Y-MY.

Pursuant to Local Rule 117.1(A)(8)(a), if the government subsequently forms an intent to introduce any additional exhibits, the government shall promptly notify defense counsel of the proposed exhibit.

WITNESSES

The United States notifies defense counsel of its intention to call the following witnesses during its case-in-chief. The government reserves the right to supplement this Witness List.

1. Senior Special Agent William Argue
Immigration and Customs Enforcement
10 Causeway Street
Boston, MA 02222
2. Senior Special Agent Stephen Doo (Retired)
Immigration and Customs Enforcement
10 Causeway Street
Boston, MA 02222
3. Zhu Zhaoxin
Essex County House of Corrections
20 Manning Avenue
Middleton, MA 01949

4. Nancy Meyer
U.S. Department of State
Directorate of Defense Trade Controls
2401 E. Street, N.W.
Washington, DC 20037

Pursuant to Local Rule 117.1(A)(8)(a), if the government subsequently forms an intent to call any additional witnesses, the government shall promptly notify defense counsel of the proposed witness's identity and address.

Respectfully submitted,
MICHAEL J. SULLIVAN
United States Attorney

By: /s/ Gregory Moffatt
GREGORY MOFFATT
Assistant U.S. Attorney
(617) 748-3370

September 7, 2005